

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

* * *

JOSE VILLANUEVA,

Plaintiff,

v.

BOB FAULKNER, et al.,

Defendants.

Case No. 2: 24-cv-01829-GMN-EJY

ORDER

Plaintiff, proceeding *pro se*, submitted a Civil Rights Complaint under 42 U.S.C. § 1983 together with his Financial Certificate and inmate trust fund account statement on September 30, 2024. ECF Nos. 1, 1-1. Plaintiff did not pay the \$405 filing fee to commence a civil action and failed to file an application to proceed *in forma pauperis*. In order to proceed without prepaying the filing fee Plaintiff may apply for *in forma pauperis* status under 28 U.S.C. § 1915(a) and Local Rule LSR 1-2. To do so, Plaintiff must submit **three** required documents to the Court. These include: (1) a completed **Application to Proceed in forma pauperis for Inmate**, on this Court's approved form (*i.e.* pages 1 through 3 with the inmate's two signatures on page 3), (2) a **Financial Certificate** properly signed by both the inmate and a prison or jail official (*i.e.* page 4 of this Court's approved form), and (3) a copy of the **inmate's prison or jail trust fund account statement for the previous six-month period**.

Based on the foregoing, IT IS HEREBY ORDERED that Plaintiff's application to proceed *in forma pauperis* (ECF No. 1) is DENIED without prejudice.

IT IS FURTHER ORDERED that on or before **November 12, 2024**, Plaintiff must either pay the \$405 filing fee to commence a civil action or file: (1) a complete **Application to Proceed in Forma Pauperis for Inmate** on the Court's approved form; (2) a **Financial Certificate** properly signed by both the inmate and a prison or jail official; and (3) a copy of the **inmate's prison or jail trust fund account statement for the previous six-month period**.

1 IT IS FURTHER ORDERED that the Clerk of the Court **must** send Plaintiff the application
2 to proceed *in forma pauperis* for inmates together with the information and instructions for filing
3 the same.

4 IT IS FURTHER ORDERED that the Court will retain Plaintiff's Complaint (ECF No. 1-1)
5 but will not file it at this time.

6 IT IS FURTHER ORDERED that failure to pay the \$405 filing fee or file a complete
7 application to proceed *in forma pauperis* on or before **November 12, 2024**, will result in
8 a recommendation to dismiss this action **without prejudice**.

9 DATED this 11th day of October, 2024.

10
11 
12 ELAYNA J. YOUCHAH
13 UNITED STATES MAGISTRATE JUDGE
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28